

ASSEMBLY BILL

No. 700

Introduced by Assembly Member Diaz

February 19, 2003

An act to amend Section 12968 of the Insurance Code, relating to the Department of Insurance.

LEGISLATIVE COUNSEL'S DIGEST

AB 700, as introduced, Diaz. Department of Insurance: Web site: disclosure.

Existing law requires that specified documents relating to formal enforcement actions against Department of Insurance licensees be displayed on the department's Internet Web site, unless a document is exempt from disclosure under other provisions of law.

This bill would require the department to post the information described above that relates to an insurance producer or broker for 7 years, and to remove it from the Web site at the end of that period. It would require the department to post the information that relates to a suspended or restricted license for 10 years after the license is reinstated or the restriction is lifted, and to remove it from the Web site at the end of that period.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12968 of the Insurance Code is
2 amended to read:

1 12968. (a) Every pleading issued by the commissioner to
2 initiate a formal enforcement action against a licensee under this
3 code, and every order issued by the commissioner or a court of
4 competent jurisdiction or other document that resolves a formal
5 enforcement action, shall be displayed on the department's
6 ~~internet web~~ Internet Web site, if the document is a public record
7 that is not exempt from disclosure to the public pursuant to the
8 California Public Records Act (Chapter 3.5 (commencing with
9 Section 6250) of Division 7 of Title 1 of the Government Code).

10 (b) *Information described in subdivision (a) that relates to an*
11 *insurance producer or broker shall remain posted for seven years,*
12 *and at the end of that period shall be removed from the*
13 *department's Internet Web site. Information that relates to a*
14 *suspended or restricted license shall remain posted for 10 years*
15 *after the suspended license is reinstated or the restriction is lifted,*
16 *and at the end of that period shall be removed from the*
17 *department's Internet Web site.*

